

1. Requested Motion:

Meeting Date: June 3, 2013

Approve Amendment No. 6 to the Service Provider Agreement between the Town of Fort Myers Beach and Central Parking Systems of Florida, Inc. to extend the term of the Agreement on September 15, 2013.

Why the action is necessary:

Council must approve all contract extensions.

What the action accomplishes:

The action provides for the continuation of the contract for beach and street enforcement.

2. Agenda:

☐ Consent
☒ Administrative

3. Requirement/Purpose:

☐ Resolution
☐ Ordinance
☒ Other – Contract

4. Submitter of Information:

☐ Council
☒ Town Staff - Public Works
☐ Town Attorney

5. Background:

Town Council approved a contract with Central Parking Systems of Florida, Inc. effective April 26, 2007. The Service Provider Agreement was placed for three years with the ability to extend the contract annually for an additional three years. In March of this year staff brought forward an extension, through May, 2013, that was thought to be sufficient to put the new contract in place, staff did not meet the date. The Selection Advisory Committee is scheduled to meet on June 6, 2013 to provide its recommended ranking for the Town Council June 17, 2013 meeting. Contract negotiations will then take place during the month of July, with implementation in August. Extending the contract to September 15, 2013 allows for a transition period.

Central Parking provides the Town with parking enforcement activities including collections, maintenance of parking facilities, and beach patrol. This extension does not include an increase to the original contract price of \$299,601.00, which Central Parking has held since its inception.

Attached is a copy of the contract Amendment.


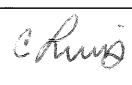
6. Alternative Action:

Do not approve the amendment and provide alternative direction.

7. Management Recommendations:

Approve the contract amendment.

8. Recommended Approval:

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Cultural Resources Director	Town Clerk
						

9. Council Action:

☐ Approved ☐ Denied ☐ Deferred ☐ Other

**AMENDMENT NO. 6
SERVICE PROVIDER AGREEMENT**

This AMENDMENT TO THAT CERTAIN SERVICE PROVIDER AGREEMENT, entered into on April 26, 2007, is made this ____ day of _____, 2013, by and between the Town of Fort Myers Beach, 2523 Estero Boulevard, Fort Myers Beach, FL 33931, a municipal corporation of the state of Florida (hereafter "TOWN"), and Central Parking System of Florida, Inc. a Tennessee Corporation, which is legally registered in the State of Florida (hereafter PROVIDER), to render services, as an independent contractor, to the TOWN as follows: management and operation of street parking program, and Beach and Street Enforcement (B.A.S.E.), Town of Fort Myers Beach.

WITNESSETH:

WHEREAS, the Town of Fort Myers Beach, is the governing board of the Fort Myers Beach and Central Parking System of Florida, Inc. has been contracted to provide management and operations of street parking program and Beach and Street Enforcement (B.A.S.E.); and,

WHEREAS, the TOWN and PROVIDER desire to amend said Service Provider Agreement to extend the terms thereof;

NOW THEREFORE, in consideration of the forgoing, and the mutual covenants and conditions hereinafter set forth, the TOWN and PROVIDER, intending to be legally bound, hereby agree to this Amendment to the Service Provider Agreement as follows:

1. Exhibit "A" (2). Term is hereby amended by extending the term of the agreement to September 15, 2013.
2. All other terms and conditions of the Agreement dated April 26, 2007, are hereby extended by mutual agreement through the term of this Agreement.

IN WITNESS WHEREOF, the parties have executed this agreement as set forth below.

TOWN OF FORT MYERS BEACH

CENTRAL PARKING SYSTEM OF FLORIDA, INC.

Terry Stewart, Town Manager

Robert Cizek, Senior Vice President

ATTEST:

WITNESS:

Michelle Mayher, Town Clerk

LEGAL REVIEW

Print Name & Title

Fowler, White Boggs, Town Attorney